

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE**

STANDING TREES, INC.,

Plaintiff,

v.

Case No. 1:24-cv-00138-JL-TSM

UNITED STATES FOREST SERVICE, *et al.*,

Defendants.

DEFENDANTS' NOTICE

Defendants inform the Court and Plaintiff that the Council on Environmental Quality (CEQ) has withdrawn its January 9, 2023 interim guidance entitled “National Environmental Policy Act Guidance on Consideration of Greenhouse Gas Emissions and Climate Change.” The withdrawal is published in the Federal Register and is effective today. 90 Fed. Reg. 22,472 (May 28, 2025).

The withdrawal is relevant to this case because the parties dispute whether CEQ’s 2023 interim guidance applied to the two forest health projects challenged in this action and whether the Forest Service complied with the now-withdrawn guidance. *See* ECF No. 14-1 at 27 and n.17 (Pl.’s Mem.); ECF No. 16-1 at 29 (Defs.’ Mem.); ECF No. 27 at 15, 17 (Pl.’s Resp.); ECF No. 31 at 16 (Defs.’ Reply).

Respectfully submitted,

Dated: May 28, 2025

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